

FILED  
08 JAN 30 PM 1:09  
RICHARD H. WILSON  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ARTHUR N. RAMIREZ

Plaintiff,

vs.

ROBERT MARION  
BOARD OF PRISON HEARINGS

Defendant.

CASE NO. CV08-00037 MHP

**PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS**

I, ARTHUR N. RAMIREZ, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ☐ No ☒

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: N/A Net: N/A

Employer: \_\_\_\_\_

1 If the answer is "no," state the date of last employment and the amount of the gross and net  
 2 salary and wages per month which you received. (If you are imprisoned, specify the last  
 3 place of employment prior to imprisonment.)

4 ABLE FLOORING SERVICE (SELF-EMPLOYED  
 5 PARTNER) LAY CARPET AND LINOLEUM FOR  
 6 BUSINESS AND HOMES - SALINAS, CALIFORNIA <sup>MONTAGUE</sup> COUNTY

7 2. Have you received, within the past twelve (12) months, any money from any of the  
 8 following sources:

9 a. Business, Profession or Yes \_\_\_ No ☒  
 10 self employment

11 b. Income from stocks, bonds, Yes \_\_\_ No ☒  
 12 or royalties?

13 c. Rent payments? Yes \_\_\_ No ☒

14 d. Pensions, annuities, or Yes \_\_\_ No ☒  
 15 life insurance payments?

16 e. Federal or State welfare payments, Yes \_\_\_ No ☒  
 17 Social Security or other govern-  
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount  
 20 received from each.

21 N/A  
 22 \_\_\_\_\_

23 3. Are you married? Yes ☒ No \_\_\_

24 Spouse's Full Name: LORRAINE MREIA RAMIREZ

25 Spouse's Place of Employment: UNEMPLOYED

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ UNKNOWN Net \$ UNKNOWN

28 4. a. List amount you contribute to your spouse's support: \$ N/A

1 b. List the persons other than your spouse who are dependent upon you for  
 2 support and indicate how much you contribute toward their support. (NOTE:  
 3 For minor children, list only their initials and ages. DO NOT INCLUDE  
 4 THEIR NAMES.).

5 N/A (5) CHILDREN ARE NOW ADULTS  
 6 \_\_\_\_\_

7 5. Do you own or are you buying a home? Yes \_\_\_\_ No ☒

8 Estimated Market Value: \$ N/A Amount of Mortgage: \$ N/A

9 6. Do you own an automobile? Yes \_\_\_\_ No ☒

10 Make \_\_\_\_\_ Year \_\_\_\_\_ Model \_\_\_\_\_

11 Is it financed? Yes \_\_\_\_ No \_\_\_\_ If so, Total due: \$ N/A

12 Monthly Payment: \$ \_\_\_\_\_

13 7. Do you have a bank account? Yes \_\_\_\_ No ☒ (Do not include account numbers.)

14 Name(s) and address(es) of bank: N/A  
 15 \_\_\_\_\_

16 Present balance(s): \$ N/A

17 Do you own any cash? Yes \_\_\_\_ No ☒ Amount: \$ N/A

18 Do you have any other assets? (If "yes," provide a description of each asset and its estimated  
 19 market value.) Yes \_\_\_\_ No ☒

20 N/A  
 21 \_\_\_\_\_

21 8. What are your monthly expenses?

22 Rent: \$ N/A Utilities: N/A

23 Food: \$ N/A Clothing: N/A

24 Charge Accounts: N/A

25 Name of Account	Monthly Payment	Total Owed on This Acct.
26 _____	\$ _____	\$ _____
27 _____	\$ _____	\$ <u>N/A</u>
28 _____	\$ _____	\$ _____

1 9. Do you have any other debts? (List current obligations, indicating amounts and to  
2 whom they are payable. Do not include account numbers.)

3 N/A

4  
5 10. Does the complaint which you are seeking to file raise claims that have been presented  
6 in other lawsuits? Yes ☐ No ☒

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in  
8 which they were filed.

9 N/A

10  
11 I consent to prison officials withdrawing from my trust account and paying to the court  
12 the initial partial filing fee and all installment payments required by the court.

13 I declare under the penalty of perjury that the foregoing is true and correct and  
14 understand that a false statement herein may result in the dismissal of my claims.

15  
16 1-20-08

17 DATE

18 Art N. Ramirez  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
SIGNATURE OF APPLICANT

Case Number: CV08-00037 MHP

**CERTIFICATE OF FUNDS**  
**IN**  
**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of ARTHUR N. RAMIREZ for the last six months  
Pelican Bay State Prison <sup>[prisoner name]</sup> where (s)he is confined.  
<sub>[name of institution]</sub>

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ \_\_\_\_\_ and the average balance in the prisoner's account each month for the most recent 6-month period was \$ \_\_\_\_\_.

Dated: \_\_\_\_\_

\_\_\_\_\_  
[Authorized officer of the institution]

Case Number: \_\_\_\_\_

**CERTIFICATION OF FUNDS**  
**IN**  
**PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Arthur Nestor Ramirez D21233 for the last six months at Pelican Bay State Prison where he is confined.

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$16.67 and the average balance in the prisoner's account each month for the most recent 6-month period was \$109.05. (20% = \$21.81)

Dated: 1/18/08

L. Clark  
Authorized officer of the institution



THE WITHIN INSTRUMENT IS A CORRECT  
COPY OF THE TRUST ACCOUNT MAINTAINED  
BY THIS OFFICE.  
ATTEST: 01-18-08  
CALIFORNIA DEPARTMENT OF CORRECTIONS  
BY A. Klappin  
TRUST OFFICE

## CALIFORNIA DEPARTMENT OF CORRECTIONS

## PELICAN BAY STATE PRISON

## INMATE TRUST ACCOUNTING SYSTEM

## INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JUL. 01, 2007 THRU JAN. 18, 2008

ACCOUNT NUMBER : D21233

BED/CELL NUMBER: DF04U 000000204L

ACCOUNT NAME : RAMIREZ, ARTHUR NESTOR

ACCOUNT TYPE: I

PRIVILEGE GROUP: D

## TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
07/01/2007		BEGINNING BALANCE					157.17
07/03	D300	CASH DEPOSIT	0029SI7/02		50.00		207.17
07/03	FC05	DRAW-FAC 5	0035 D-4			45.00	162.17
07/27	W502	POSTAGE CHARG	0460			0.41	161.76
07/27	W502	POSTAGE CHARG	0460			0.41	161.35
08/02	FC05	DRAW-FAC 5	0555 D4			36.50	124.85
08/15	W502	POSTAGE CHARG	0789			2.33	122.52
08/17	W502	POSTAGE CHARG	0834			0.41	122.11
08/20	W502	POSTAGE CHARG	0856			1.14	120.97
08/28	W502	POSTAGE CHARG	0982			0.41	120.56
09/05	FC05	DRAW-FAC 5	1088 D-4			39.30	81.26
09/26*	W502	POSTAGE CHARG	1464			0.58	80.68
09/26*	W502	POSTAGE CHARG	1464			0.41	80.27
09/26*	W502	POSTAGE CHARG	1464			0.41	79.86
10/01	W502	POSTAGE CHARG	1518			1.14	78.72
10/01	W502	POSTAGE CHARG	1518			1.31	77.41
10/01	W502	POSTAGE CHARG	1518			0.41	77.00
10/02	FC05	DRAW-FAC 5	1560 D-4			43.95	33.05
10/03	W701	USE TAX	1574 SP11			0.54	32.51
10/03	W350	SPECIAL PURCH	1574 SP07	283148467		12.99	19.52
10/04	W502	POSTAGE CHARG	1634			0.97	18.55
10/16	D300	CASH DEPOSIT	1765 #74		50.00		68.55
10/24	W502	POSTAGE CHARG	1903			0.97	67.58
10/24*	W502	POSTAGE CHARG	1903			0.41	67.17
11/05	W516	LEGAL COPY CH	2027			2.10	65.07
11/05	W502	POSTAGE CHARG	2065			1.14	63.93
11/05	FC05	DRAW-FAC 5	2045 D-4			35.70	28.23
11/06	W512	LEGAL POSTAGE	2101			1.31	26.92
11/13	W502	POSTAGE CHARG	2196			1.48	25.44
11/13	W502	POSTAGE CHARG	2196			0.97	24.47
11/27	W502	POSTAGE CHARG	2328			0.41	24.06
11/27	W502	POSTAGE CHARG	2328			1.14	22.92
11/29	W516	LEGAL COPY CH	2348			0.20	22.72
11/29	W502	POSTAGE CHARG	2353			1.31	21.41
12/04	FC05	DRAW-FAC 5	2415 D4			20.00	1.41
12/05	W516	LEGAL COPY CH	2442			0.60	0.81
ACTIVITY FOR 2008							
01/15	W516	LEGAL COPY CH	2995			0.81	0.00



THE WITHIN INSTRUMENT IS A CORRECT  
COPY OF THE TRUST ACCOUNT MAINTAINED  
BY THIS OFFICE.



CALIFORNIA DEPARTMENT OF CORRECTIONS  
 PELICAN BAY STATE PRISON  
 INMATE TRUST ACCOUNTING SYSTEM  
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JUL. 01, 2007 THRU JAN. 18, 2008

ACCOUNT NUMBER : D21233 BED/CELL NUMBER: DF04U 000000204L  
 ACCOUNT NAME : RAMIREZ, ARTHUR NESTOR ACCOUNT TYPE: I  
 PRIVILEGE GROUP: D

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
07/01/2007		BEGINNING BALANCE					157.17
07/03	D300	CASH DEPOSIT	0029SI7/02		50.00		207.17
07/03	FC05	DRAW-FAC 5	0035 D-4			45.00	162.17
07/27	W502	POSTAGE CHARG	0460			0.41	161.76
07/27	W502	POSTAGE CHARG	0460			0.41	161.35
08/02	FC05	DRAW-FAC 5	0555 D4			36.50	124.85
08/15	W502	POSTAGE CHARG	0789			2.33	122.52
08/17	W502	POSTAGE CHARG	0834			0.41	122.11
08/20	W502	POSTAGE CHARG	0856			1.14	120.97
08/28	W502	POSTAGE CHARG	0982			0.41	120.56
09/05	FC05	DRAW-FAC 5	1088 D-4			39.30	81.26
09/26	W502	POSTAGE CHARG	1464			0.58	80.68
09/26	W502	POSTAGE CHARG	1464			0.41	80.27
09/26	W502	POSTAGE CHARG	1464			0.41	79.86
10/01	W502	POSTAGE CHARG	1518			1.14	78.72
10/01	W502	POSTAGE CHARG	1518			1.31	77.41
10/01	W502	POSTAGE CHARG	1518			0.41	77.00
10/02	FC05	DRAW-FAC 5	1560 D-4			43.95	33.05
10/03	W701	USE TAX	1574 SP11			0.54	32.51
10/03	W350	SPECIAL PURCH	1574 SP07 283148467			12.99	19.52
10/04	W502	POSTAGE CHARG	1634			0.97	18.55
10/16	D300	CASH DEPOSIT	1765 #74		50.00		68.55
10/24	W502	POSTAGE CHARG	1903			0.97	67.58
10/24	W502	POSTAGE CHARG	1903			0.41	67.17
11/05	W516	LEGAL COPY CH	2027			2.10	65.07
11/05	W502	POSTAGE CHARG	2065			1.14	63.93
11/05	FC05	DRAW-FAC 5	2045 D-4			35.70	28.23
11/06	W512	LEGAL POSTAGE	2101			1.31	26.92
11/13	W502	POSTAGE CHARG	2196			1.48	25.44
11/13	W502	POSTAGE CHARG	2196			0.97	24.47
11/27	W502	POSTAGE CHARG	2328			0.41	24.06
11/27	W502	POSTAGE CHARG	2328			1.14	22.92
11/29	W516	LEGAL COPY CH	2348			0.20	22.72
11/29	W502	POSTAGE CHARG	2353			1.31	21.41
12/04	FC05	DRAW-FAC 5	2415 D4			20.00	1.41
12/05	W516	LEGAL COPY CH	2442			0.60	0.81
ACTIVITY FOR 2008							
01/15	W516	LEGAL COPY CH	2995			0.81	0.00



THE WITHIN INSTRUMENT IS A CORRECT  
 COPY OF THE TRUST ACCOUNT MAINTAINED  
 BY THIS OFFICE.  
 ATTEST: 01-18-08  
 CALIFORNIA DEPARTMENT OF CORRECTIONS  
 BY J. Kleppin  
 TRUST OFFICE



CALIFORNIA DEPARTMENT OF CORRECTIONS  
PELICAN BAY STATE PRISON  
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JUL. 01, 2007 THRU JAN. 18, 2008

ACCT: D21233

ACCT NAME: RAMIREZ, ARTHUR NESTOR

ACCT TYPE: I

## TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
157.17	100.00	257.17	0.00	0.00	0.00

CURRENT  
AVAILABLE  
BALANCE

0.00

THE WITHIN INSTRUMENT IS A CORRECT  
COPY OF THE TRUST ACCOUNT MAINTAINED  
BY THIS OFFICE.

ATTEST: 01-18-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY J. Kleppin  
TRUST OFFICE

PROOF OF SERVICE BY MAIL

(C.C.P. Section 101(a) # 2015.5, 28 U.S.C. 1746)

I, Art N. Ramirez, am a resident of Pelican Bay State Prison, in the County of Del Norte, State of California. I am over eighteen (18) years of age and am a party to the below named action.

My Address is: P.O. Box 7500, Crescent City, CA 95531.

On the JANUARY day of 25TH, in the year of 2008, I served the following documents: (set forth the exact title of documents served)

2 COPIES CERTIFIED 6 MONTHS ACCOUNT HISTORY  
2 COPIES OF 8 PAGES INFORMIA PAUPERIS APPLICATION  
2 PROOF OF SERVICE BY MAIL

on the party(s) listed below by placing a true copy(s) of said document, enclosed in a sealed envelope(s) with postage thereon fully paid, in the United States mail, in a deposit box so provided at Pelican Bay State Prison, Crescent City, CA 95531 and addressed as follows:

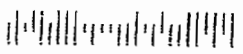
RICHARD W. WICKING, Clerk  
OFFICE OF THE CLERK  
U.S. District Court  
NORTHERN DISTRICT OF  
CALIFORNIA  
450 GOLDEN GATE AVENUE  
SAN FRANCISCO, CALIF 94102

I declare under penalty of perjury that the foregoing is true and correct.

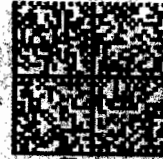
Dated this 25 day of JANUARY 2008


Signed: Art N. Ramirez  
(Declarant Signature)





PELICAN BAY STATE PRISON  
5905 Lake Earl Dr  
Crescent City CA 95532



UNITED STATES POSTAGE  
  
FITNEY BOWES  
02 1M \$ 01.48<sup>0</sup>  
0004217666 JAN 28 2008  
MAILED FROM ZIP CODE 95531

RECEIVED

JAN 8 11 21 08

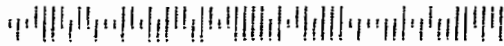
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

U.S. Northern Dist. of Ca.  
U.S. Courthouse  
450 Golden Gate Ave.  
San Francisco, Ca. 94102-3483

AL MAIL



NAME: Art N. D.



DC NO: D-21033 HOUSING: C112

PELICAN BAY STATE  
5905 Lake Earl  
Crescent City CA

PELICAN BAY STATE PRISON  
P.O. BOX 7500  
CRESCENT CITY, CA 95532

CLERK  
NORTHERN

U.S.  
U.S.  
450  
Sar

CONFIDENTIAL LEGAL MAIL